



Atty. Dkt. No. 051009-0122

RCE/1772  
#

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Klaus-Dieter HAMMER et al.  
Title: EDIBLE SHAPED BODIES, IN PARTICULAR FLAT AND TUBULAR FILMS  
Appl. No.: 09/355,637  
Appl. Filing Date: 08/02/1999  
Examiner: S. Hon  
Art Unit: 1772

#16  
K.D.  
8-22-02

**REQUEST FOR CONTINUED EXAMINATION (RCE)**  
**TRANSMITTAL**

Commissioner for Patents  
Box RCE  
Washington, D.C. 20231

RECEIVED  
AUG 12 2002  
TC 1700

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

- ☒ [ X ] Please enter and consider the amendment/reply previously filed on July 9, 2002.
- ☐ [ ] Please consider the Affidavit(s)/Declaration(s) previously filed on \_\_\_ but not considered.
- ☐ [ ] Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on \_\_\_.
- ☐ [ ] Other \_\_\_.

b. Enclosed are:

- ☐ [ ] Amendment/Reply.

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- ☐ Affidavit(s)/Declaration(s).
- ☐ Information Disclosure Statement.
- ☐ Form PTO-1449 with copies of \_\_\_ listed reference(s).
- ☐ Other .

Miscellaneous:

- ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_ months.

The filing fee is calculated below:

	Claims as Amended		Previously Paid For		Extra Claims Present		Rate		Fee Totals
RCE Fee 1.17(e)							\$740.00		\$740.00
Total Claims:	24	—	24	=	0	x	\$18.00	=	\$0.00
Independents:	1	—	3	=	0	x	\$84.00	=	\$0.00
First presentation of any Multiple Dependent Claims:						+	\$280.00	=	\$0.00
CLAIMS FEE TOTAL:									\$740.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$110.00	\$0.00
<input checked="" type="checkbox"/> Extension for response filed within the second month:	\$400.00	\$290.00
<input type="checkbox"/> Extension for response filed within the third month:	\$920.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,440.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$1,960.00	\$0.00
EXTENSION FEE TOTAL:		\$290.00
CLAIMS AND EXTENSION FEE TOTAL:		\$1030.00
<input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$0.00
<input type="checkbox"/> Suspension of action requested under 37 C.F.R. § 1.103(c)		\$0.00
TOTAL FEE:		\$1030.00

☒ A check in the amount of \$1030.00 to cover the filing fee is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date August 9, 2002

FOLEY & LARDNER  
Washington Harbour  
3000 K Street, N.W., Suite 500  
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By  34321

Richard L. Schwaab  
Attorney for Applicant  
Registration No. 25,479

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